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PATENT  
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Lisa Fothergill  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Xinnian Dong et al.

Art Unit: 1649

Serial No.: 08/908,884

Examiner: A. Nelson

Filed: August 8, 1997

Title: ACQUIRED RESISTANCE GENES AND USES THEREOF

Assistant Commissioner of Patents  
Washington, D.C. 20231

NOTICE OF APPEAL FROM THE EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES UNDER 37 C.F.R. §1.191

Applicant respectfully appeals to the Board of Patent Appeals and Interferences from the decision dated July 26, 1999 of the Examiner finally rejecting claims 1, 2, 4-13, 15-29, 36, and 40-42.

Enclosed pursuant to 37 C.F.R. §1.136 is a petition to extend the time to respond to the final rejection for three months, to and including January 26, 2000.

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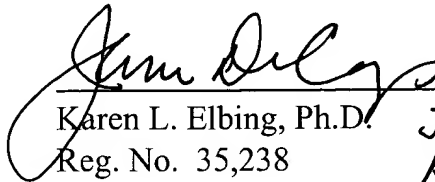
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300.00 OP

Also enclosed is a check in the amount of \$300.00 for the fee required by  
37 C.F.R. §1.17(e) for this Notice of Appeal. If there are any charges, or any credits,  
please apply them to Deposit Account No. 03-2095.

Respectfully submitted,

Date: 1/26/00

  
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